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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

STEPHEN CHANG and HONGYAN	)	No. C 07-3562 SBA
CHEN,	)	
	)	
Plaintiffs,	)	
	)	FORMAL REQUEST TO BE EXEMPT
v.	)	FROM ADR PROCESS
	)	
MICHAEL CHERTOFF, Secretary,	)	
Department of Homeland Security;	)	
ROBERT S. MUELLER, III, Director of the	)	
Federal Bureau of Investigation,	)	
	)	
Defendants.	)	

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to Plaintiff's request that this Court compel Defendants to adjudicate the application for adjustment of status. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed

1 from the ADR Multi-Option Program and that they be excused from participating in the ADR phone  
2 conference and any further formal ADR process.

3 Dated: September 28, 2007

Respectfully submitted,

4 SCOTT N. SCHOOLS  
5 United States Attorney

6 /s/  
7 MELANIE L. PROCTOR<sup>1</sup>  
8 Assistant United States Attorney  
9 Attorneys for Defendants

10 Dated: September 26, 2007

11 /s/  
12 JUSTIN WANG  
13 Attorney for Plaintiffs

14 **ORDER**

15 Pursuant to stipulation, IT IS SO ORDERED.

16 Date:

17 SAUNDRA B. ARMSTRONG  
18 United States District Judge  
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28 <sup>1</sup>I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any  
signatures indicated by a “conformed” signature (/S/) within this efiled document.